



March 8, 2004

Cathy Coston, Purchasing Manager
Arkansas Dept. of Parks and Tourism
One Capitol Mall
Little Rock,, AR 72201

Re: Advisory Opinion #483-04-02

Dear Ms. Coston:

This letter is in response to your December 5, 2003 request for an advisory opinion in accordance with §19-11-715(b) of the Arkansas Code Annotated of 1987. Your request for an Advisory Opinion is based on the following facts:

- a) Parks is seeking to procure a used stove for a park residence.
- b) The employee who lived at the residence bought the stove 7 years ago and is willing to sell it for \$150 (much less than a new one \$350 - \$450).
- c) You wish to determine whether payment to the employee for the stove would constitute an ethics violation.

We find that any perceived ethical violation is insubstantial and therefore waive any violation in accordance with ACA §19-11-715(c).

Approval as a sole source must be obtained from the Office of State Procurement. This advisory opinion is issued in accordance with Arkansas Code Annotated §19-11-715(b) and compliance with the above course of conduct is deemed to constitute compliance with the ethical standards of the Act and Governor's Executive Order #98-04.

Sincerely,

Richard A. Weiss
Director

cc: Joe Giddis
Tom Gay, Office of Atty. Gen.